

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

PERSONALIZED MEDIA
COMMUNICATIONS, LLC,

Plaintiff,

v.

FUNAI ELECTRIC CO., LTD.; FUNAI
CORPORATION, INC.; AND P&F USA, INC.,

Defendants.

Civil Action No. 2:16-cv-105-JRG-RSP

JURY TRIAL DEMANDED

NOTICE OF SUPPLEMENTAL AUTHORITY

Currently pending before the Court is Defendants' Rule 12(b)(6) Motion to Dismiss Complaint for Failure to State a Claim Upon Which Relief Can Be Granted (Dkt. No. 22). Briefing closed on the motion on September 30, 2016. Supplemental briefing, ordered by the Court, closed on October 17, 2016. Plaintiff Personalized Media Communications, Inc. ("PMC") files this notice to bring to the Court's attention subsequent authority that is relevant to Defendants' motion to dismiss.

Specifically, on November 1, 2016, the U.S. Court of Appeals for the Federal Circuit issued an opinion in *Amdocs (Israel) Limited v. Openet Telecom, Inc.*, Appeal No. 2015-1180, reversing the lower court's ruling that the patent claims at issue in that case are ineligible under 35 U.S.C. §101. The *Amdocs* opinion is relevant to the eligibility of the patents at issue in Defendants' pending motion to dismiss. A copy of that opinion is attached as Exhibit A.

Respectfully submitted,

Dated: November 1, 2016

By: /s/ S. Calvin Capshaw

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***Attorneys for Plaintiff Personalized Media
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CERTIFICATE OF SERVICE

The undersigned certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on November 1, 2016.

/s/ S. Calvin Capshaw

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